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*Attorneys for Defendants
Martin Wade, Nolan Quan and Blair Mills*

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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PAUL GOODMAN, :
Plaintiff, :
-against- : Case No.: 08-cv-2851
MARTIN WADE, NOLAN QUAN, BLAIR MILLS, :
BROADCASTER, INC., GARY HERMAN, BRUCE :
GALLOWAY, THOMAS KIKIS, KIKIS FAMILY :
FOUNDATION, WILLOW CREEK CAPITAL :
MANAGEMENT, TRINIDAD CAPITAL MASTER :
FUND, LTD., AARON BROWN, ANDREW GARRONI, :
STRATEGIC TURNAROUND EQUITY PARTNERS, LP :
(CAYMAN) and DIGITAL CREATIVE DEVELOPMENT :
CORPORATION, :

Defendants.
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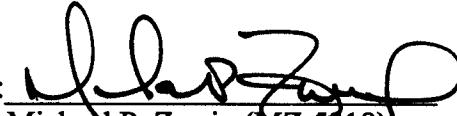
PLEASE TAKE NOTICE, that upon the accompanying Declaration of
Michael P. Zweig, with exhibits, dated May 21, 2008, the accompanying Declaration of

Leslie Marlow, with exhibits, dated May 21, 2008, and the accompanying memorandum of law, Defendant Broadcaster, Inc., by their attorneys Loeb & Loeb LLP, and Defendants Martin Wade, Nolan Quan and Blair Mills, by their attorneys Howrey LLP, will move this Court as soon as counsel can be heard before Hon. Louis L. Stanton at the United States Courthouse located at 500 Pearl Street, New York, New York 10007 for an Order pursuant to Rule 12(b)(6), Rule 12(b)(2) and Rule 12(b)(5) of the Federal Rules of Civil Procedure dismissing the complaint in this action or, in the alternative, for an Order pursuant to 28 U.S.C. §1404 transferring this action to the United States District Court for the Central District of California.

PLEASE TAKE FURTHER NOTICE that, pursuant to agreement of counsel, answering papers shall be filed and served no later than June 4, 2008.

Dated: New York, New York
May 21, 2008

LOEB & LOEB LLP

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